

ESTTA Tracking number: **ESTTA703293**

Filing date: **10/20/2015**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92062406
Party	Plaintiff Orange Partners, LLC d/b/a Healthy Home Association
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Submission	Other Motions/Papers
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Signature	/Matthew H. Swyers/
Date	10/20/2015
Attachments	Notice of Ineffective Service_10-20-2015.pdf(8931 bytes ) Notice of Ineffective Service_10-20-2015_Exhibit.pdf(126413 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**The Trademark Trial and Appeal Board**

In the matter of U.S. Registration No. 3,918,354;  
For the mark **THE HEALTHIER HOME** ;  
Registered on the Principal Register on February 15, 2011.

Orange Partners, LLC	:	
d/b/a Healthy Home Association,	:	
	:	
Petitioner,	:	
	:	
vs.	:	Cancellation No. 92062406
	:	
Newmark Homes, L.P.,	:	
	:	
Registrant.	:	

**NOTICE OF INEFFECTIVE SERVICE AND**

Pursuant to the requirements of the Scheduling Order Petitioner Orange Partners, LLC d/b/a Healthy Home Association hereby notifies the Trademark Trial and Appeal Board that service of the Notice of Opposition on Registrant in the above-identified case has been ineffective. Attached as Exhibit A is a copy of the envelope mailed to Applicant on October 7, 2015 and returned to Opposer on October 20, 2015 by the U.S. Postal Service. Opposer is unaware of a newer address for the Applicant. Opposer states that this Notice of Ineffective Service was filed with the Trademark Trial and Appeal Board within ten (10) days of the date of receipt of the returned service copy.

Respectfully submitted this 20<sup>th</sup> day of October, 2015.

THE TRADEMARK COMPANY, PLLC

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Cary, NC 27518

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Newmark Homes, L.P.  
1470 First Colony Boulevard  
Sugar Land TX 77479-4084

EXHIBIT

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